

**TEMPORARY
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAY 11 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 20 2006 under 73700

The applicant **Richard H Egger and Carol J Egger, Trustees of the Richard H Egger Living Trust/Richard H Egger and Carol J Egger Trustees of the Carol J Egger Living Trust/Stephen R EGger/Stacy B Egger/Egger Enterprises LLC** hereby make application for permission to change the **Point of Diversion** of water heretofore appropriated under **Permit 50996 Cert. 13320**

1. The source of water is **Underground**
2. The amount of water to be changed **1.35 CFS**
3. The water to be used for **Irrigation & Domestic**
4. The water heretofore permitted for **Irrigation & Domestic**
5. The water is to be diverted at the following point **within NW¼ of SW¼ of Section 22, T.44., R.31E., M.D.B.&M., or at a point from which the W¼ corner of said Section 22 bears N 39°41'W, 157.50 feet.**
6. The existing permitted point of diversion is located within **SW¼ SW¼ of Section 22, T.44N., R.31E., M.D.B.&M., or at a point from which the SW corner of said Section 22 bears S 68°12'W., a distance of 107.5 feet situated in Humboldt County, Nevada.**
7. Proposed place of use **Unchanged**
8. Existing place of use **1914.62 acres, see attached page**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled well, pump, motor and irrigation distribution system.**
12. Estimated cost of works **\$150,000.**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **2 years**
15. Remarks: **The existing well is not producing the needed quantity of water. The permittees have filled change application 73700 which also supports this application.**

By **Stephen R Egger,**
s/ **Stephen R Egger**
396 Denio Hwy 140
Winnemucca, NV. 89445

Compared sc/gkl lt/ gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 50996, Certificate 13320, is issued subject to the terms and conditions imposed in said Permit 50996, Certificate 13320, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined diversion rate of water issued under Permit 46717, Certificate 13313; Permit 46722, Certificate 13314; Permit 46723, Certificate 13315; Permit 46726, Certificate 13316; Permit 46727, Certificate 13317; Permit 46728, Certificate 13318; Permit 46734, Certificate 13319; Permit 50996, Certificate 13320; Permit 50997, Certificate 13321; Permit 50998, Certificate 13322; Permit 69361 and Temporary Permits 74296T and 74297T is limited to 29.30 cubic feet per second and the total combined duty shall not exceed 7658.48 acre-feet annually.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on July 9, 2007 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.35 cubic feet per second, or 977.36 acre-feet per year, and not to exceed an annual duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A - Temporary

Proof of completion of work shall be filed on or before:

N/A - Temporary

Water must be placed to beneficial use on or before:

N/A - Temporary

Proof of the application of water to beneficial use shall be filed on or before:

N/A - Temporary

Map in support of proof of beneficial use shall be filed on or before:

N/A - Temporary

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 10th day of July, A.D. 2006

Tracy Taylor, P.E.
State Engineer

